

BILL NO. 87-51

AS AMENDED

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 87-51 (AS AMENDED)

Introduced by Council Members Schafer and Hooper  
Legislative Day No. 87-28 Date October 6, 1987

AN ACT to propose an amendment to Article II, title, Legislative Branch, of the Harford County Charter, by repealing and re-enacting, with amendments, Section 209, heading, Vacancies In The Council; to provide that in certain circumstances a vacancy in the County Council be filled by election; to require the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection, in accordance with Section 905 of the Harford County Charter; and generally relating to vacancies in the County Council.

By the Council, October 6, 1987

Introduced, read first time, ordered posted and public hearing scheduled  
on: November 3, 1987

at: 6:00 P.M.

By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title  
of Bill having been published according to the Charter, a public hearing was held  
on November 3, 1987  
and concluded on November 17, 1987

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing  
law. Underlining indicates language added to  
Bill by amendment. Language lined through  
indicates matter stricken out of Bill  
by amendment.

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AS AMENDED

1 Section 1. Be It Enacted By The County Council of Harford  
2 County, Maryland, that Section 209, heading, Vacancies In  
3 The Council, of Article II, heading, Legislative Branch, of  
4 the Harford County Charter, be, and it is hereby repealed  
5 and re-enacted with amendments, all to read as follows:

6 Article II. Legislative Branch.

7 Section 209. Vacancies In The Council.

8 A. A vacancy in the Council shall exist upon the death  
9 or resignation of a Council Member, or upon forfeiture of  
10 office by a Council Member. When a vacancy occurs, a  
11 majority of the remaining members of the Council shall,  
12 within sixty (60) calendar days thereafter, appoint a person  
13 to fill the vacancy. If an appointee is to succeed a member  
14 of a political party, that individual shall be selected from  
15 a list of at least three (3) names submitted to the Council  
16 by the Central Committee of the party to which the former  
17 Council Member belonged. If the Council has not acted  
18 within sixty (60) calendar days, the County Executive shall  
19 appoint a person to fill the vacancy within ten (10)  
20 calendar days thereafter. If the Council Member who held  
21 the vacant position was a member of a political party at the  
22 time of election, the person appointed by the County  
23 Executive to fill the vacancy shall be selected from the  
24 same list that the Central Committee of that party has  
25 previously submitted to the Council. [An] EXCEPT AS PROVIDED  
26 IN SUBSECTION B OF THIS SECTION, AN appointee shall serve  
27 for the unexpired term of the appointee's predecessor. Any  
28 person appointed to fill a vacancy shall meet the same  
29 qualifications and residence requirements as the previous  
30 Council Member.

31 B. IF A VACANCY FILLED BY AN APPOINTMENT UNDER  
32 SUBSECTION A OF THIS SECTION OCCURRED DURING - THE - FIRST

1 EIGHTEEN - (18) TWELVE - (12) - MONTHS - OF - THE - ORIGINAL - COUNCIL  
2 MEMBER'S - TERM, MORE THAN NINETY (90) CALENDAR DAYS BEFORE  
3 THE NEXT CONGRESSIONAL PRIMARY ELECTION FOLLOWING ELECTION  
4 OF THE ORIGINAL COUNCIL MEMBER, THE APPOINTED COUNCIL MEMBER  
5 SHALL SERVE UNTIL A SUCCESSOR COUNCIL MEMBER, ELECTED AT THE  
6 NEXT CONGRESSIONAL ELECTION FOLLOWING THE VACANCY, TAKES  
7 OFFICE. THE SUCCESSOR COUNCIL MEMBER SHALL TAKE OFFICE AT  
8 NOON ON THE FIRST MONDAY IN DECEMBER NEXT FOLLOWING  
9 ELECTION, AND SHALL SERVE THE REMAINDER OF THE ORIGINAL  
10 COUNCIL MEMBER'S TERM.

11 Section 2. And Be It Further Enacted, that before this act  
12 becomes effective, it shall first be submitted to a Referen-  
13 dum of the legally qualified voters of Harford County in  
14 accordance with Section 905 of the Charter of Harford  
15 County, Maryland, at the General Election to be held in  
16 November 1988. There shall be printed on the ballots or  
17 ballot labels to be used at this election the title of this  
18 act, and underneath the title, on separate lines, a square  
19 or box to the right of and opposite the words, "For\_\_\_\_,"  
20 and a corresponding square or box to the right of and  
21 opposite the words, "Against\_\_\_\_," so that each voter of  
22 the County may designate his or her decision for or against  
23 the provisions of this act. If a majority of the votes cast  
24 in the election are "For\_\_\_\_," the provisions of this act  
25 shall become effective from and after the thirtieth (30th)  
26 day following the election, but if a majority of the votes  
27 cast in the election are "Against\_\_\_\_," the provisions of  
28 this act shall be of no effect and null and void.

29 Section 3. And Be It Further Enacted that, subject to the  
30 provisions of Section 2 of this Act and for the sole purpose  
31 of providing for the referendum therein required, this Act  
32 shall take effect upon enactment by the County Council.

EFFECTIVE: February 1, 1988

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BY THE COUNCIL

AS AMENDED

BILL NO. 87-51 (as amended)

Read the third time.

Passed LSD 87-34 (December 1, 1987) (with amendments)

Failed of Passage \_\_\_\_\_

By Order

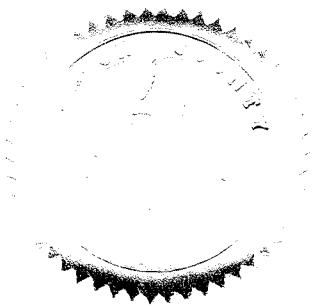
Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive  
for his approval this 2nd day of December, 19 87  
at 3:00 o'clock P.M.

Doris Poulsen, Secretary

BY THE EXECUTIVE

APPROVED:



[Signature]  
County Executive  
Date 12-3-87

BY THE COUNCIL

This Bill (No. 87-51, as amended), having been approved by  
the Executive and returned to the Council, becomes law on  
December 3, 1987.

Doris Poulsen, Secretary

This Act, having been approved by a majority of the voters  
of Harford County, voting on the amendment (Question A) to the  
Charter of Harford County, Maryland, in General Election on  
November 8, 1988, stands effective December 8, 1988.

Doris Poulsen  
Secretary of the Council

EFFECTIVE DATE: Subject to the provisions  
of this Bill, December 8, 1988

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